

ATTORNEY DOCKET No. 01097.0008U2
PATENT

TFW 1632

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

MULLAN

Serial No. 09/785,951; Filed February 16, 2001

Patent No. 6,818,448; Issued November 16, 2004

For: TEST AND MODEL FOR ALZHEIMER'S
DISEASE

Group Art Unit: 1632

Examiner: Crouch, Deborah

Confirmation No. 7348

COMMUNICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NEEDLE & ROSENBERG, P.C.
Customer Number 23859

Sir:

Assignee, Alzheimer's Institute of America, Inc., is the owner of an undivided part of the above-identified patent application, as evidenced by the Assignment from inventor to Assignee, which Assignment was recorded on July 31, 1992 by the U.S. Patent and Trademark Office at Reel 6272, Frame 0303. A copy of the Assignment, filed as Exhibit 1 of a Terminal Disclaimer on September 10, 2003, is enclosed.

This Communication respectfully requests that the enclosed Power of Attorney be entered in the above-identified application, now U.S. Patent No. 6,818,448.

No fee is believed due; however, the Commissioner is hereby authorized to charge any fees that may be required, or credit any overpayment to Deposit Account No. 14-0629.

Respectfully submitted,

NEEDLE & ROSENBERG, P.C.

Bruce H. Becker, M.D., J.D.
Reg. No. 48,884

NEEDLE & ROSENBERG, P.C.
Customer No. 23859
678-420-9300 (Telephone)
678-420-9301 (Facsimile)

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence, including any items indicated as attached or included, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

Bruce H. Becker, M.D., J.D.

8/9/06
Date



ATTORNEY DOCKET NO. 01097.0008U2
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)	
)	
MULLAN)	
)	
Serial No. 09/785,951; Filed February 16, 2001)	Group Art Unit: 1632
)	
Patent No. 6,818,448; Issued November 16, 2004)	Examiner: Unassigned
)	
For: TEST AND MODEL FOR ALZHEIMER'S)	Confirmation No. 7348
DISEASE)	

POWER OF ATTORNEY

Mail Stop M Correspondence
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

NEEDLE & ROSENBERG, P.C.
Customer No. 23859

Sir:

The Alzheimer's Institute of America, Inc., is the Assignee of the entire right, title, and interest in and to the above-identified application, now U.S. Patent No. 6,818,448, issued November 16, 2004.

As a representative authorized to act on behalf of the Assignee under 37 CFR § 3.73(b), I hereby grant Power of Attorney to the attorneys/agents associated with the following Customer Number:

23859

to represent Assignee in connection with all matters pertaining to the above-referenced application, with full power of substitution, association and revocation, to prosecute said

application and to transact all business in the U.S. Patent and Trademark Office connected therewith.

Address all telephone calls to Bruce H. Becker, M.D., J.D. at telephone number (678) 420-9300.

Address all correspondence to the address of record for Customer Number:

23859

Respectfully submitted,

ALZHEIMER'S INSTITUTE OF AMERICA, INC.

By: 

Name: Ronald Sexton

Title: Chairman

Date: 25 JAN 2006



ATTORNEY DOCKET NO. 01097.0008U2
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)	
)	
MULLAN)	
)	Group Art Unit: 1632
Serial No. 09/785,951)	
)	Examiner: Crouch, D.
Filed: February 16, 2001)	
)	Confirmation No. 7348
For: "TEST AND MODEL FOR)	
ALZHEIMER'S DISEASE")	

TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321(c)

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NEEDLE & ROSENBERG, P.C.
Customer No. 23859

September 10, 2003

Sir:

Alzheimer's Institute of America, Inc. is assignee of the entire right, title, and interest in and to the above-identified patent application, as shown by the assignment (a copy of which is enclosed as Exhibit 1) recorded in the patent assignment records of the U.S. Patent and Trademark Office on July 31, 1992 at Reel/Frame 6272/0303, and is also the assignee of the entire right, title, and interest in and to Application No. 07/894,211, now U.S. Patent No. 5,455,169, as shown by a copy of the same assignment (Exhibit 1), and hereby declares that the claimed inventions of the two applications were owned by or subject to an obligation of assignment to this assignee at the time the latest filed invention was made. Said assignee hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of any patent that issues from Application No. 07/894,211, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any patent that issues from Application No. 07/894,211, this agreement

09/17/2003 AMWDAF1 00000027 09785951

03 FC:2814

55.00 00

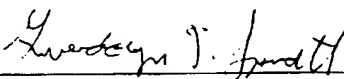
to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors and assigns.

In making the above disclaimer, petitioner does not disclaim any terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154-156 and 173 of a prior patent, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Credit Card Payment Form PTO-2038 authorizing payment in the amount of \$895.00 (representing \$375.00 RCE fee; \$465.00 three-month extension of time fee; and \$55.00 Terminal Disclaimer fee—SMALL ENTITY) is enclosed. This amount is believed to be correct; however, the Commissioner is hereby authorized to charge any additional fees which may be required or to credit any overpayment to Deposit Account No. 14-0629.

The undersigned is empowered to act on behalf of Alzheimer's Institute of America, Inc. Pursuant to 37 C.F.R. § 1.321(b)(1)(iv) and (c)(2), the undersigned, as Assignee's agent, is executing this Terminal Disclaimer.

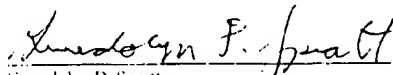
I declare that all statements made herein of my own knowledge and belief are true and that all statements made on information and belief are believed to be true, and further, that the statements are made with the knowledge that willful false statements are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.


Gwendolyn D. Spratt
Reg. No. 36,016

NEEDLE & ROSENBERG, P.C.
Customer No. 23859
678-420-9300 (Tel)
678-420-9301 (Fax)

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including any items indicated as attached or included, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.


Gwendolyn D. Spratt

9-10-03
Date

11-25-92

ASSIGNMENT

WHEREAS, I, Michael John Mullan of 15209 Plantation Oaks Drive, #8 Tampa Palms, Tampa, Florida 33637, U.S.A., have invented new and useful improvements in a "TEST AND MODEL FOR ALZHEIMER'S DISEASE", for which an application for United States Letters Patent was filed on June 4, 1992; and

WHEREAS, ~~THE~~ ALZHEIMER'S INSTITUTE OF AMERICA, ^{INC.} whose post-office address is Bloomington, Illinois 61701, U.S.A., is desirous of acquiring the entire interest in the same;

NOW, THEREFORE, in consideration of the sum of Ten Dollars (\$10.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration, I, Michael John Mullan, hereby do sell, assign and transfer unto said ~~THE~~ ALZHEIMER'S INSTITUTE OF AMERICA, ^{INC.} the entire right, title and interest in and to said invention and application throughout the world, including, without limitation, any Letters Patent which may issue thereon, and any reissue, reexamination, division, continuation-in-part, extension or continuation thereof and all

6272 REEL
0305 INDEX

continuation-in-part, extension or continuation thereof and all rights of priority under the International Convention arising from said application; the same for its legal representatives and assigns, as fully and entirely as the same would have been held by me had this assignment and sale not been made;

AND, I hereby bind myself, my heirs, legal representatives, administrators and assigns properly to execute without further consideration any and all applications, petitions, oaths and assignments or other papers and instruments which may be necessary in order to carry into full force and effect, the sale, assignment, transfer and conveyance hereby made or intended to be made and generally do everything possible to aid its legal representatives and assigns, to obtain and enforce proper protection for said invention in all countries throughout the world.

6272 0306

IN WITNESS WHEREOF, I have executed this agreement this

15th day of July, 1992.

Michael John Mullan (L.S.)
Michael John Mullan

State of Florida

County of Hillsborough

On this 15 day of July, 1992, before me, a Notary Public, came Michael John Mullan, to me known and known to be the individual described in and who executed the foregoing assignment, and he duly acknowledged the same to be his free act and deed.

John Kavalat
Notary Public

NOTARY PUBLIC, STATE OF FLORIDA.
MY COMMISSION EXPIRES: May 22, 1995.
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

My Commission Expires: _____

REEL
6272
FRAME
0307

RECORDED
PATENT AND TRADEMARK
OFFICE

JUL 31 1992